

3625

PATENT

#14 Reg RCE
11-8-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of	Group Art Unit:	2165
Steven C. Robertson		
Serial No.:	09/324,601	Examiner: Fadok, Mark A.
Filed on:	06/02/99	
Title: System and Method for Providing Electronic Multi-Merchant Gift Certificate & Contribution Brokering Services Over a Distributed Network		

AMENDMENT

Honorable Assistant Commissioner for Patents
Washington DC 20231

Sir:

Applicant responds to the Office action dated 09/18/02 in regards to the **Notice of Improper Request for Continued Examination (RCE)**. The stated reason was that the request did not include the proper amount. After talking with the examiner Mark Fadok earlier, I was provided with a link to the USPTO web-site that stated the amount was for \$345.00. So on 8/10/2002, I mailed check #2204 for that amount. This check was since been cashed on 8/22/2002.

Upon now being notified that the proper amount is \$370.00, I am enclosing check #2218 for \$25.00 to make up the difference along with a copy of the original notice. Please associate this additional amount with the previous \$345.00 to pay for the entire fee of \$370.00. Other Information that may be helpful is:

- Original Applicant RCE Mailing Date: 8/10/2002
- Accounting Tie Date: 8/22/2002
- Accounting Fee Date: 8/20/2002
- Sequence #: 0000131
- Transaction Type: 1
- Fee Code: 197
- Fee Amount: \$345.00
- Mailed Notice Date: 8/19/2002
- Payment Method: OP

10/23/2002 SSESHE1 00000058 09324601

01 FC:2801

370.00 OP

Adjustment date: 10/23/2002 SSESHE1
08/20/2002 AMUNDRA1 00000081 09324601
01 FC:197 -345.00 OP

PATENT

On an **entirely separate note**, I am still waiting for a \$50 refund on application 10/057048. I have been trying to resolve this for over 6 months now and was wondering what the current status is.

Please feel free to call me at (253) 639-9507 if you have any further questions.

Respectfully submitted,

By: 

Steven C. Robertson

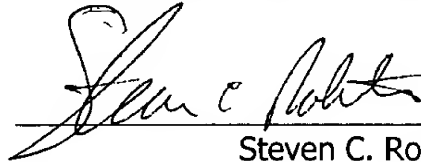
Telephone: 253-639-9507

26903 138th Ave SE

Kent, WA. 98042

Certificate of Mailing: I certify that on the date below this document and referenced attachments, if any, will be deposited with the U.S. Postal Service as first class mail in an envelope addressed to: "Commissioner For Patents, Box RCE, Washington, DC 20231".

September 24, 2002



Steven C. Robertson



APPLICATION NUMBER

FILING DATE

FIRST NAMED APPLICANT

ATTY. DOCKET NO./TITLE



DATE MAILED:

NOTICE OF IMPROPER REQUEST FOR CONTINUED EXAMINATION (RCE)

The request for continued examination (RCE) under 37 CFR 1.114 filed on 8/14/02 is improper for reason(s) indicated below:

- ☐ 1. Continued examination under 37 CFR 1.114 does not apply to an application for a design patent. Applicant may wish to consider filing a continuing application under 37 CFR 1.53(b) or a CPA under 37 CFR 1.53(d).
- ☐ 2. Continued examination under 37 CFR 1.114 does not apply to an application that was filed before June 8, 1995. Applicant may wish to consider filing a continuing application under 37 CFR 1.53(b) or a CPA under 37 CFR 1.53(d).
- ☐ 3. Continued examination under 37 CFR 1.114 does not apply to an application unless prosecution in the application is closed. If the RCE was accompanied by a reply to a non-final Office action, the reply will be entered and considered under 37 CFR 1.111. If the RCE was not accompanied by a reply, the time period set forth in the last Office action continues to run from the mailing date of that action.
- ☐ 4. The request was not filed before payment of the issue fee, and no petition under 37 CFR 1.313 was granted. If this application has not yet issued as a patent, applicant may wish to consider filing either a petition under 37 CFR 1.313 to withdraw this application from issue, or a continuing application under 37 CFR 1.53(b).
- ☐ 5. The request was not filed before abandonment of the application. The application was abandoned, or proceedings terminated on _____. Applicant may wish to consider filing a petition under 37 CFR 1.137 to revive this abandoned application.
- ☒ 6. The request was not accompanied by the proper fee set forth in 37 CFR 1.17(e) as required by 37 CFR 1.114. Since the application is not under appeal, the time period set forth in the final Office action or notice of allowance continues to run from the mailing date of that action or notice.
- ☐ 7. The request was not accompanied by a submission as required by 37 CFR 1.114. Since the application is not under appeal, the time period set forth in the final Office action or notice of allowance continues to run from the mailing date of that action or notice.

Note: If a request for a continued prosecution application (CPA) under 37 CFR 1.53(d) has been filed in the utility or plant application (including a previously filed CPA) that was filed on or after May 29, 2000, the request for a CPA has been treated as a RCE because the CPA practice no longer applies to such application. The constructive RCE, however, is improper for reason(s) indicated above.

A copy of this notice MUST be returned with any reply.

Direct the reply and any questions about this notice to:

Shyllis Davis, Examining Group 3625

(703) 30